

290 BROADWAY, ROOM 1520 NEW YORK, NY 10007

DATE: MAY 4, 2017 PREPARED BY: SA (b) (6), (b) (7)(C)

CASE #: OI-NE-2014-ADM-0106 CROSS REFERENCE #: HOTLINE 2014-190

TITLE: UNKNOWN SUBJECT(S) -- EPA REGION 2 MANAGEMENT ALLEGEDLY

ALTERED DOCUMENTS

CASE CLOSING REPORT

Subject(s)	Location	Other Data
(b) (6), (b) (7)(C)	EPA REGION 2	(b) (6), (b) (7)(C)
	290 BROADWAY	
	NEW YORK, NY 10007	

COMPLAINT:

On July 10, 2014, Resident Agent in Charge (RAC) (b) (6), (b) (7)(C) United States Environmental Protection Agency (EPA), Office of Inspector General (OIG), Office of Investigations, New York Resident Office (NYRO), was provided with EPA OIG Hotline Complaint Number 2014-190 by Special Agent (SA) (b) (6), (b) (7) EPA OIG-OI, Headquarters.

BACKGROUND:

On July 23, 2014, RAC (b) (6), (b) conducted an interview of (b) (6), to gather additional information related to the allegations against (b) According to (c) (6), (b) failed to provide proper respiratory protection for EPA inspectors while inspecting dry cleaning machines, which exposed them to dangerous levels of perchloroethylene (perc). The EPA inspectors exposed to the dangerous levels of perc were (b) (6), (b) (7) and (b) (6), (b) (7)(C).

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indicated was one of the inspectors that brought the exposure issue to the attention of that New York State Inspectors were wearing full faced respirators (with removable filters) during the inspections of the same dry cleaning machines, and expressed some apprehension because the EPA Inspectors were not donning the same protective gear.

It was suspected by the AFGE that altered an e-mail from 2011, which directly addressed the issues concerning the lack of respiratory protection for the EPA Inspectors. However, the original and unaltered document was obtained by the AFGE on (b) (6), (b) (7)(C), the same day in which retired from the EPA.

left the agency (b) (6), (b) (7)(C) and (b) (6), (b) (7)(C) had also retired from the EPA. were similarly exposed to high levels of perchloroethylene but (b) (d) did not know their names.

INVESTIGATIVE FINDINGS:

On January 17, 2017, the investigation was transferred to SA (b) (6), (b) (7)(C), EPA OIG-OI, NYRO.

On February 2, 2017, SA (b) contacted (b) (6), (b) (7)(C) , EPA Region 2, to obtain confirmation that those involved are no longer employed with the EPA.4

RECOMMENDATION:

This investigation did not uncover any evidence to support the allegation that management deliberately altered documents in order to conceal Agency misconduct. Based upon the results of the investigation it appears the redactions were done so in accordance with appropriate Federal Labor Law guidelines. As a result, there will be no further action taken in this case, and the investigation will be closed.



DATE: August 16, 2016 **PREPARED BY:** SA (6), (6), (7)

CASE #: OI-AR-2013-ADM-0110 CROSS REFERENCE #:

TITLE: ENVIRONMENTAL PROTECTION AGENCY OFFICE OF HOMELAND

SECURITY

CASE CLOSING REPORT

This case closing report sets forth the work conducted by the Environmental Protection Agency (EPA) Office of Inspector General (OIG) Office of Investigation (OI), to determine what authority, if any, the Office of Homeland Security (OHS) have to issue non-disclosure agreements (NDAs). The EPA OIG OI initiated an investigation to determine if the use of these the NDAs by EPA OHS violated the Whistleblower Protection Enhancement Act of 2012 (WPEA).

During the course on an investigation, the EPA OIG OI discovered EPA OHS issued NDAs to EPA employees. As a result of the investigation, the EPA OIG OI obtained two, unsigned, NDAs believed to be used by EPA OHS.

During the week of June 16, 2014, EPA OIG OI presented a complaint to the Office of Special Counsel, regarding the alleged inappropriate use of NDAs within EPA OHS.

On June 5, 2015, Office of Special Counsel, Attorney (b) (6). (b) (7)(C) emailed EPA OIG OI with the Policy/Procedure change to OHS' NDA process.

Since no addition investigation by EPA OIG OI is contemplated, the instant case is being closed at this time via this final summary report.



DATE: AUGUST 24, 2016 PREPARED BY: AIGI SULLIVAN

CASE #: OI-AR-2013-ADM-0110 CROSS REFERENCE #:

TITLE: EPA OHS MISCONDUCT

CASE CLOSING REPORT

This case closing report sets forth the work conducted by the EPA OIG Office of Investigations (OI) to determine what authority, if any, does OHS have to conduct investigations, collect evidence, interview employees, issue non-disclosure agreements (NDAs) and/or work joint investigations with another Federal, state or local law enforcement agency.

In addition, this case closing report sets forth the work conducted by the EPA OIG OI to determine whether

This investigation was opened in July 2013, based upon two factors:

1. In June, 2013, OIG OI received information indicating an EPA employee assigned to the may in engaged in potential misconduct

OI special agents then contacted FBI HQ to de-conflict. (b) (6), (b) (7)(C), (b) (7)(E)

The FBI agent confirmed that was fully engaged in the investigation, was the FBI's partner on this case. In addition, FBI supervisors informed OIG OI that despite the fact that the EPA employee may be engaged in serious misconduct within the EPA OIG's jurisdiction, the FBI-OHS MOU, dated July 2012, made OHS the FBI's single point of contact within EPA for anything related to national security. The OIG's jurisdiction was never mentioned in the MOU. Based upon the discussions with the FBI case agent, it appeared that

¹ This investigation centered upon official duties as assigned to within

the (b) (6), (b) (7)(C)

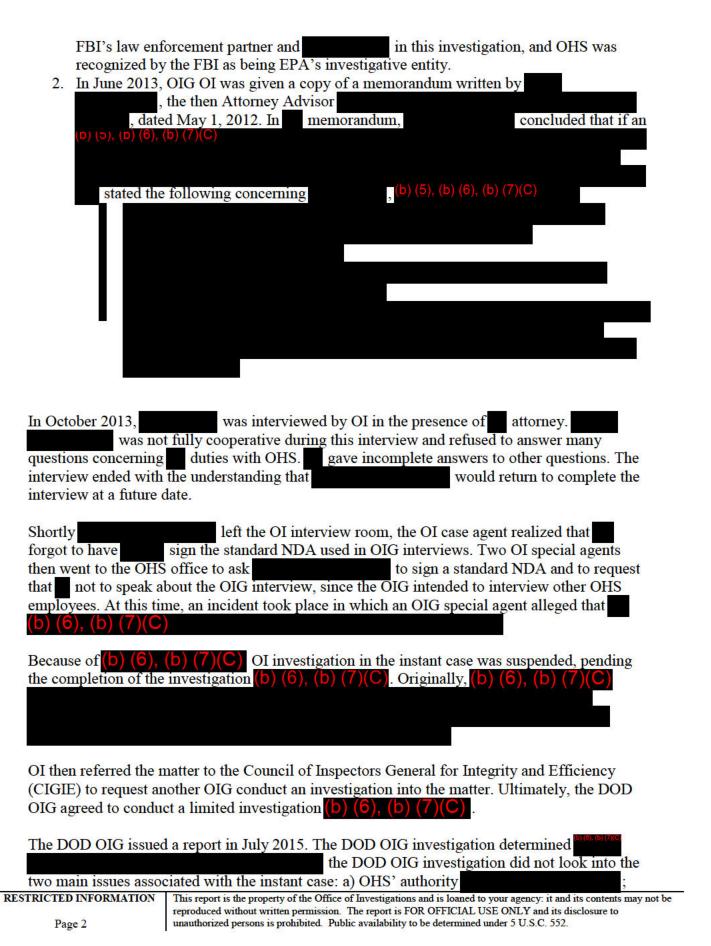
There was no allegation of personal misconduct.

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and b) the authority of

During the period of time since October 2013, when the OI investigation in the instant case was suspended, action has been taken by Administrator Gina McCarthy to partially address the two issues under investigation.

Specifically, on July 7, 2015, Administrator McCarthy sent Inspector General Arthur Elkins a letter in which she stated the following:



Since the July 7, 2015, letter was issued senior managers from OHS and OIG have met regularly to discuss matters of mutual interest.

Since no addition investigation by OIG is contemplated, the instant case is being closed at this time via this final summary report.

ATTACHMENTS

- 1. Memo dated May 1, 2012.
- 2. FBI-OHS MOU dated July 2012.
- 3. Administrator McCarthy Letter dated July 7, 2015

ATTACHMENTS

1. Memo dated May 1, 2012



2. FBI-OHS MOU dated July 2012



3. Administrator McCarthy Letter dated July 7, 2015





DATE: SEPTEMBER 8, 2016 **PREPARED BY:** SA (b) (6), (b) (7)(C), (b) (7)(F)

CASE #: OI-AT-2015-CAC-0005 CROSS REFERENCE #:

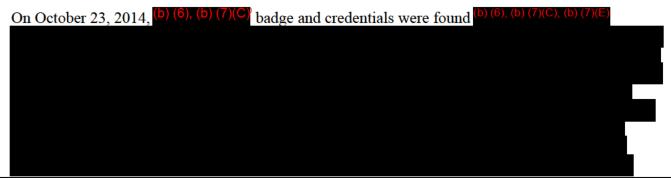
TITLE: (b) (6), (b) (7)(C)

CASE CLOSING REPORT

Subject(s)	Location	Other Data
(b) (6), (b) (7)(C)	591 C EDGEWOOD AVE, SE	N/A
	ATLANTA, GA 30312	
VIOLATION(S): was indicted on several s ALLEGATION:	state laws to include theft and the h	ijacking of a motor vehicle.
	information provided by Detective ta. GA, that two unknown suspects	

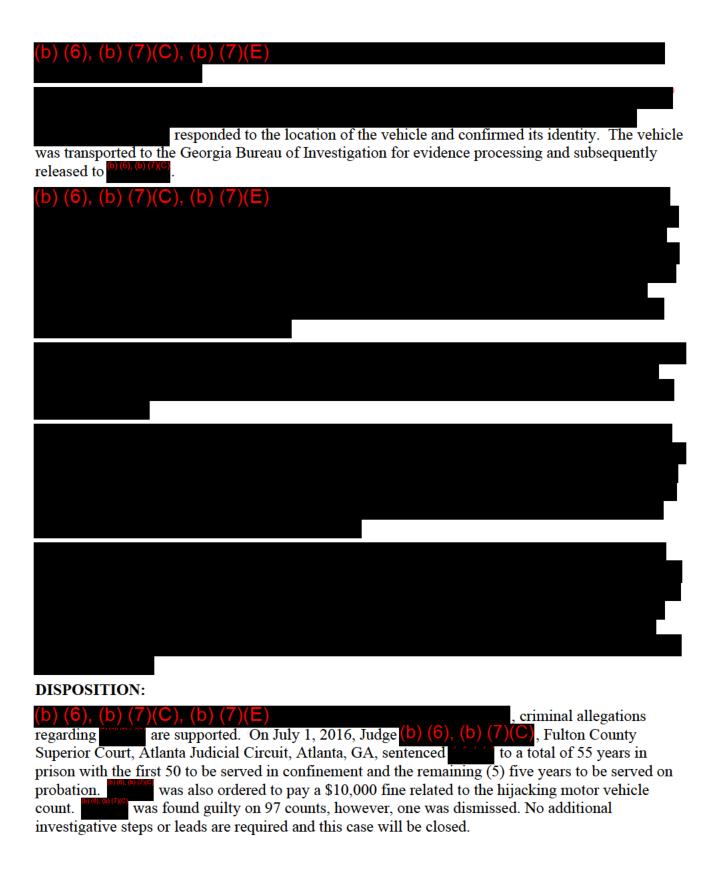
This case was initiated based on information provided by Detective (b) (b) (7)(c), Atlanta Police Department (APD), Atlanta, GA, that two unknown suspects assaulted and robbed , United States Environmental Protection Agency (EPA), (b) (6), (b) (7)(C), (b) (7)(F) , Atlanta, GA in the back parking lot of (b) (6), (b) (7)(C) 591 C Edgewood Avenue S.E., Atlanta, GA,

FINDINGS:



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CASE #: OI-AT-2016-CAC-0097 CROSS REFERENCE #:

TITLE: PROACTIVE INVESTIGATION: UTILIZATION OF (b) (7)(E) IN ATTEMPT TO LOCATE EPA REGION 4 PROPERTY

CASE CLOSING REPORT

Subject(s)	Location	Other Data
UNKNOWN SUBJECTS	ATLANTA, GA	

VIOLATION(S): 18 U.S. Code § 641, Public money, property or records; Georgia Code, Title 16, Section 16-8-2, Theft by Taking.

ALLEGATION: This proactive investigation was conducted in an effort to locate stolen EPA Region 4 property.

FINDINGS: Queries of (b) (7)(E) were conducted for all EPA property items identified in the FY2015 and FY2016, Region 4 Report of Surveys, to determine whether this property was pawned or sold secondhand. (b) (7)(E) did not produce any results when then aforementioned EPA property items were queried.

DISPOSITION: Case is recommended for closure.



1445 ROSS AVENUE, SUITE 1200 DALLAS, TX 75202

DATE: MAY 2, 2017 **PREPARED BY:** (b) (6), (b) (7)(C), (b) (7)(F)

CASE #: OI-DA-2017-CAC-0062 CROSS REFERENCE #:

TITLE: UKNOWN SUBJECT, THEFT OF GOVERNMENT PROPERTY, DALLAS, TEXAS

CASE CLOSING REPORT

Subject(s)	Location	Other Data
Unknown Subject		
COMPLAINT: This investigation was initiation on February 2, 2017 based upon information reported to Special Agent (SA) from Special Agent (SA), Resident Agent in Charge, both with the US Environmental Protection Agency (EPA), Office of Inspector General (OIG), Office of Investigation (OI), Dallas Field Office. Specifically, on February 1, 2017 SA observed the right rear tire, wheel, and lug nuts, where missing from a Government Owned Vehicle (GOV). Potential crimes investigated included 18 USC 666, Theft or Conversion of Government Property and Texas Penal Code Section 31.03, Theft.		
BACKGROUND: The aforemention assigned to the Dallas Post of Duty, If the guards (b) (7)(E), (b) (7)(F) were in place at that time on February moted the items	Plate	ms were observed in place by to the guard, the missing items
hese reviews did not disclose information leading to the identity of a subject. Further, SA coordinated with Detective (b) (6), (b) (7)(C), Dallas Police Department, regarding tires and wheels sold to used tire and wheel dealers. (b) (6), (b) (7)(C), (b) (7)(E)		

RECOMMENDATION: As no information was discovered leading to the identity of the subject or the location of the missing items, it is recommended this case be closed.

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109 TW ALEXANDER DRIVE RESEARCH TRIANGLE PARK, NC 27711

CASE #: OI-RTP-2015-CAC-0024 CROSS REFERENCE #:

TITLE: SUSPICIOUS CALL TO THE EPA RTP INVOLVING THE CHILD CARE CENTER

PREPARED BY: SA (b) (6), (b) (7)(C), (b) (7)(F)

SHORT-FORM REPORT OF INVESTIGATION

PERIOD COVERED: FROM 12/24/2015 TO 01/07/2016

STATUS OF CASE: CLOSED INVESTIGATION

JOINT AGENCIES: None

PREDICATION: This case was opened following a suspicious telephone call to the
Environmental Protection Agency, RTP, NC. (b) (6), (b) (7)(C), Office of the Chief Financial
Officer, received a call at desk from Chatham County, NC. answered the call and
described the caller as an (b) (6), (b) (7)(C). The caller provided her name but could
not hear it clearly. The caller asked to speak to (b) (6), (b) (7)(C). told her that she
had the wrong number but indicated was (b) (6), (b) (7)(C). The caller said she was
"subbing in classroom and it was an emergency that she speaks to mom".
looked up (b) (6), (b) (7)(c), (c) knew mother's name was (c) (6), (b) (7)(c), in the locator trying to
help in any way could, but was unable to locate a number (due to using an incorrect last name,
it should have been (b) (6), (b) (7)(C). The caller indicated to that "This is the number that
they gave me". The caller asked to email to email to email to call to
ASAP. after hanging up, talked to (b) (6), (b) (7)(C) and discovered that there was no
substitute teacher that morning and became suspicious. contacted contacted about the call and
told was with house.

DETAILS:

Allegation 1

Threat to the EPA Child care center located at the EPA, RTP NC campus.

Allegation 1 Findings

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An Inspector General (IG) Subpoena was obtained for the telephone records

(b) (6), (b) (7)(C), (b) (5), (b) (7)(E)

It was recommended that this case be closed.

DISPOSITION:

This investigation is closed and the allegation is inconclusive.

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